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UNITED STATE DISTRICT COURT
DISTRICT OF NEVADA

BART STEPHENS and DUANE HUTCHINGS,
Plaintiffs,
vs.
ONE NEVADA CREDIT UNION f/m/k
NEVADA FEDERAL CREDIT UNION, DOES
I through V, and ROE CORPORATIONS I
through V.
Defendant.

Case No. 2:13-cv-01712-JAD-PAL

**STIPULATION AND ORDER
TO EXTEND DISCOVERY
DEADLINES**

(Second Request)

IT IS HEREBY STIPULATED AND AGREED by and between the parties' counsel of record that the Scheduling Order (Dkt. #26) and First Stipulation and Order to Extend Discovery Deadlines (Dkt. #45) in this case be extended as follows:

1. Discovery Deadline – October 2, 2015.
2. Dispositive Motion Deadline – November 2, 2015.
3. Joint Pretrial Order Deadline – December 2, 2015. In the event dispositive motion(s) are filed, the date for filing the joint pretrial order shall be suspended until 30 days after the Court enters a ruling on the dispositive motions, or otherwise by further order of the Court.

This is the second request for an extension of these deadlines, and is submitted in accordance with the Court's Scheduling Order and 21 days before the current

1 discovery cut-off date. The parties provide the following information to the court in
2 connection with their request for an extension.

3 **Discovery Completed To Date**

4 The parties have exchanged initial disclosures. The parties have also completed
5 the following written discovery: (1) Defendant's First Set of Interrogatories to Plaintiff
6 Hutchings; (2) Defendant's First Set of Interrogatories to Plaintiff Stephens; (3)
7 Defendant's First Set of Request for Production of Documents to Plaintiff Hutchings;
8 (4) Defendant's First Set of Request for Production of Documents to Plaintiff Stephens;
9 (5) Plaintiff's First Set of Interrogatories to Defendant; (6) Plaintiff's First Set of
10 Requests for Production of Documents to Defendant; and (7) Plaintiff's Second Set of
11 Production of Documents to Defendant.

12 The plaintiffs have also completed the following depositions: (1) Manager Alan
13 Chang; (2) Employee Linda Belloti; (3) Employee Silvia Garcia; (4) Employee Barbara
14 Higgins; (5) Plaintiff's wife Isabel Hutchings; (6) Manager Chris Wible; and (7)
15 Executive Paul Parrish. Defendant has further requested and received documents from
16 the Equal Employment Opportunity Commission and has requested, but awaiting a
17 response, from the Nevada Labor Commissioner.

18 **Discovery That Remains To Be Completed**

19 Defendant will need to take the dispositions of both Plaintiffs and Plaintiffs will
20 need to take further depositions of managers and Human Resources employees of
21 Defendant. Defendant will also be responding to Plaintiffs' third, fourth and fifth
22 requests for production of documents.

23 **Reasons Why Discovery Remaining Cannot**
24 **Be Completed Within the Time Limits**

25 Although the parties filed a Joint Notice (Dkt. #30) on January 23, 2015, that the
26 matter was subject to Early Neutral Evaluation ("ENE") Session, this case was not
27 scheduled for ENE Session until April 21, 2015. The parties agreed to not spend
28 significant time and money on discovery if the case could settle. Unfortunately, the

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case did not settle and the late setting on the ENE Session by the Court has resulted in insufficient time to complete discovery pursuant to the original deadlines.

After the ENE Session, the parties have diligently engaged in both written discovery and depositions. They have completed seven depositions and numerous written discovery. There is also three outstanding requests for production of documents propounded by Plaintiffs, which Defendant will respond to in July and August 2015. The parties, however, need additional time to take further depositions.

It should also be noted that Plaintiffs filed their Amended Complaint on March 17, 2015. Defendant then filed its answer to the Amended Complaint on April 3, 2015. The parties are currently addressing the new allegations through discovery.

Based upon on the foregoing, the parties believe there is good cause for the requested extension.

IT IS HEREBY STIPULATED AND AGREED:

ALTHEA GILKEY, CHTD

FISHER & PHILLIPS LLP

Dated: July 13, 2015

Dated: July 13, 2015

By: /s/ Althea Gilkey, Esq.

By: /s/ David B. Dornak, Esq.

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IT IS SO ORDERED


 UNITED STATES MAGISTRATE JUDGE

Dated: July 14, 2015